

- 2 -

1965 by and between Earl G. Oakes, Florence Alberta Oakes and J. C. Snavely & Sons, Inc. together with the foundation for such poultry house became a part of the bankrupt's real estate and by reason of the subordination agreement, copy of which is filed with the objection of Loyola Federal Savings and Loan Association was properly sold as part of the real estate under the terms and provisions of the mortgage to Loyola Federal Savings and Loan Association.

The court further concluded that the First Pennsylvania Banking and Trust Company had failed to establish that the cages and equipment contained in the poultry house and described as "equipment as per Hoke's quotation" are fixtures under the law of Maryland. James N. Vaughan, attorney for the First Pennsylvania Banking and Trust Company asked leave of court to submit further testimony on this point.

Now, therefore it is this 27th day of September, 1968 by the United States District Court for the District of Maryland ORDERED that the agreement between Loyola Federal Savings and Loan Association, mortgagee, J. C. Snavely & Sons, Inc. and Snavely Sales Finance Company, and the First Pennsylvania Banking and Trust Company, Assignees, in which William R. Leckerty, Jr., Trustee, joined for the purpose of evidencing his consent be and the same hereby is approved insofar as it provides that one (1) 26' x 172' Snavely asbestos poultry house with parts, accessories and attachments and the foundation for said poultry house became real estate and was properly sold as part of the realty under the terms and provisions of the mortgage to Loyola Federal Savings and Loan Association.

Further ORDERED that a hearing be held before the undersigned Referee in Baltimore on October 1, 1968 at 2:00 o'clock P.M. in Room 339 Post Office Building, Baltimore, Maryland upon the question whether the cages and equipment located in the poultry house may be regarded as fixtures under the law of Maryland.

Exhibit 1
Filed October 3, 1968

JOHN J. B. REED

Referee in Bankruptcy